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STATE OF IOWA
BOARD OF EDUCATIONAL EXAMINERS
Grimes State Office Building – 400 East 14th Street
Des Moines, Iowa 50319-0147

Minutes

July 30, 2004

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1 **STATE OF IOWA**
2 **BOARD OF EDUCATIONAL EXAMINERS**
3 **Grimes State Office Building – 400 East 14th Street**
4 **Des Moines, Iowa 50319-0147**

5
6 **Motions**

7
8 **July 30, 2004**
9
10

11 Anita Westerhaus moved, with a second by Ying Ying Chen, that the Board go
12 into closed session for the purposes of discussing whether to initiate licensee
13 disciplinary proceedings and discussing the decision to be rendered in a
14 contested case, pursuant to Iowa Code sections 21.5(1)(d) and 21.5(1)(f) and for
15 the purpose of discussing personnel matters, pursuant to Iowa Code section
16 21.5(1)(i). **MOTION CARRIED UNANIMOUSLY.**

17
18 Upon consideration of the arguments presented by the parties upon appeal from
19 the proposed decision **in case # 03-11**, Peyton v. Steele, Jacqueline Wellborn
20 moved, with a second by Ying Ying Chen, that the Board accept the proposed
21 decision with the following modifications:

22
23 1) On page 24, revise the last paragraph to express the Board's conclusion
24 that the Respondent displayed a pattern of overly harsh and oppressive
25 behavior which has had a detrimental effect upon several children in the
26 classroom.

27
28 Based on statements made to them by Dani and by the other
29 parents, the Peytons concluded that the Respondent's management
30 of students in her classroom goes beyond high expectations and
31 strict discipline to the point of humiliation and intimidation. The
32 Respondent denied the most egregious of the allegations, including
33 claims that she yelled at students who lost their place during
34 reading, threw papers on the floor if they were not turned in
35 appropriately, and dumped messy desks by pushing everything on
36 the floor. These specific allegations are overcome by the
37 Respondent's direct testimony denying such behavior, the contrary
38 hearsay reports from other students in her class, and the
39 corroborating testimony of several of the Respondent's co-workers
40 that they never witnessed this type of behavior by the respondent.
41 However, the preponderance of the evidence in the record does

1 establish that the Respondent employed a classroom management
2 style which was overly harsh and oppressive, to the point that at
3 least three students experienced extreme difficulty adjusting to the
4 class and were reported by their parents to have exhibited
5 significant emotional distress and physical symptoms of stress as a
6 result. The Respondent appears to have gone too far in her desire
7 to maintain a structured and organized classroom. From the
8 perspective of these students, their parents, and this Board, the
9 Respondent failed to “create an atmosphere which fosters interest
10 and enthusiasm for learning and teaching.” In doing so, she
11 violated 282 IAC 13.7(1)(a).
12
13

14 2) Revise the paragraph which begins in the middle of page 25 by striking
15 the last two sentences, which find that the Respondent violated Board
16 rules by refusing to meet with the Peytons on September 16, 2002, and
17 inserting the following:
18

19 The Respondent’s refusal to meet with the Peytons or offer an
20 alternate time for meeting with them after school on September 16,
21 2002, was inappropriate and unreasonable, if Mr. Sodawasser clearly
22 conveyed the nature of the Peytons’ request to her. Although the
23 record clearly establishes that the Repondent refused to meet with
24 the Peytons when asked by Mr. Sodawasser to do so, the record does
25 not establish that the Respondent refused a direct request from the
26 Peytons or a clear violation of Board rules. It does appear, however,
27 that many of the issues in this case were perpetuated by
28 communication failures that may have been resolved by a timely
29 meeting between the Respondent and Dani’s parents. The
30 Respondent’s attitude with regard to the Peytons, as evidenced by her
31 statement to Mr. Sodawasser during the fourth week of school that
32 the situation was “getting ridiculous,” does not indicate appropriate
33 respect for the Peytons’ concerns or a willingness to work with them
34 and Mr. Sodawasser to improve the situation.
35

36 3) Insert the following paragraph on page 26, at the end of the Discussion
37 section of the decision:
38

39 Finally, although the Respondent is critical of the Peytons’ failure to
40 make further attempts to resolve this matter at the local level by
41 raising their concerns with the school board, the rules governing
42 complaints before this Board do not require exhaustion of local
43 remedies. Rather, the Board requests “a reasonable effort” to
44 resolve problems at the local level. 282 IAC 11.3(7). In this case,
45 the Board finds that the Peytons’ ongoing contacts with the
46 building principal in an attempt to resolve their concerns
47 represented a “reasonable effort” to attain local resolution of the
48 issue.

1 4) Uphold the proposed reprimand and order the Respondent to complete
2 a Board-approved elementary level classroom management course within
3 twelve (12) months of the date of the Board order.
4

5 Roll call vote: Westerhaus – yes; Wellborn – yes; Seeland – yes; Robinson – yes;
6 Paulsen – yes; Jeffrey – yes; Chen – yes; Aboud – yes; and Hathaway – yes.

7 **MOTION CARRIED UNANIMOUSLY.**
8

9 Anita Westerhaus moved, with a second by Ying Ying Chen, that in **case number**
10 **03-32**, the Board accept the proposed decision in all particulars and issue an
11 Order adopting the proposed decision as the final decision of the Board. Roll call
12 vote: Aboud – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes;
13 Seeland – yes; Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION**
14 **CARRIED UNANIMOUSLY.**
15

16 Ying Ying Chen moved, with a second by Jacqueline Wellborn, that in **case**
17 **number 04-11**, the Board accept the Respondent's waiver of hearing and
18 voluntary surrender and that the Board issue an order permanently revoking the
19 Respondent's license with no possibility of reinstatement. Roll call vote: Aboud
20 – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland – yes;
21 Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED**
22 **UNANIMOUSLY.**
23

24 Ying Ying Chen moved, with a second by Anita Westerhaus, that in **case number**
25 **03-22**, the Board accept the proposed settlement submitted by the parties and
26 issue an Order imposing the sanction agreed upon by the parties. Roll call vote:
27 Aboud – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland –
28 yes; Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED**
29 **UNANIMOUSLY.**
30

31 Ying Ying Chen moved, with a second by Jacqueline Wellborn, that in **case**
32 **number 03-31**, the Board accept the proposed settlement submitted by the
33 parties and issue an Order imposing the sanction agreed upon by the parties.
34 Roll call vote: Westerhaus – yes; Wellborn – yes; Seeland – yes; Robinson – yes;

1 Paulsen – yes; Jeffrey – yes; Chen – yes; Aboud – recuse; and Hathaway – yes.

2 **MOTION CARRIED.**

3
4 Anita Westerhaus moved, with a second by Ying Ying Chen, that in case number
5 04-04, the Board find that the evidence gathered in the investigation, including
6 witness statements and the documentary evidence, does not corroborate the
7 allegations in the complaint, and that the Board therefore lacks probable cause
8 to proceed with this matter. Roll call vote: Aboud – yes; Chen – yes; Jeffrey –
9 yes; Paulsen – yes; Robinson – yes; Seeland – yes; Wellborn – yes; Westerhaus –
10 yes; and Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

11
12 Jacqueline Wellborn moved, with a second by Anita Westerhaus, that in case
13 number 04-05, the Board find that the evidence gathered in the investigation,
14 including witness statements and the documentary evidence, does not
15 corroborate the allegations in the complaint, and that the Board therefore lacks
16 probable cause to proceed with this matter. Roll call vote: Aboud – yes; Chen –
17 yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland – yes; Wellborn – yes;
18 Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

19
20 Anita Westerhaus moved, with a second by Ying Ying Chen, that in case number
21 04-08, the Board find probable cause to establish a violation of 13.5(2)(b) and
22 12.3(1)(c) of professional practices and competent performance established by
23 this Board and order this case set for hearing. Roll call vote: Aboud – yes; Chen
24 – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland – yes; Wellborn – yes;
25 Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

26
27 Jacqueline Wellborn moved, with a second by Anita Westerhaus, that in case
28 number 04-12, the Board find probable cause to establish a violation of one or
29 more of the criteria for professional practices and competent performance
30 established by this Board and order this case set for hearing. Roll call vote:
31 Aboud – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland –
32 yes; Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED**
33 **UNANIMOUSLY.**

1 Referring to the June 25, 2004, minutes, John Aboud noted that he did not both
2 move and second the motion for PFW 04-15 on page 8, line 4 and page 21, line 13.
3 Mr. Aboud moved and Brian Carter seconded the motion to approve the petition.
4 Thomas Paulsen indicated that he had left the June meeting immediately prior to
5 consideration of the Petitions for Waiver, and he, therefore, did not vote on the
6 petitions as recorded on page 7, lines 4 and 9 and page 17, lines 7 and 21. Anita
7 Westerhaus moved, with a second by John Aboud, to approve the June 25, 2004,
8 minutes, as amended. **MOTION CARRIED UNANIMOUSLY.** The Board later
9 corrected another error: The vote on new Chapters 25 and 26 was not a vote to
10 “notice,” as recorded on page 5, lines 11-12 and page 14, lines 21-22, but a vote to
11 “adopt and file.”
12

13 Jean Seeland moved, with a second by John Aboud, to issue the following
14 position statement regarding testing as a condition of licensure: “The Board of
15 Educational Examiners does not recommend either pedagogy or content state-
16 mandated standardized testing at this time. The Board expresses confidence in
17 the teacher preparation programs in Iowa and their ability to continually assess
18 candidates on knowledge and skills that are required for licensure competence.
19 The Board also expresses confidence in the state-mandated two-year beginning
20 teacher mentoring and induction program and the revised evaluator training.
21 The Board does not recommend state-mandated standardized testing as a
22 condition for licensure.” **MOTION CARRIED UNANIMOUSLY.**

1 **STATE OF IOWA**
2 **BOARD OF EDUCATIONAL EXAMINERS**
3 **Grimes State Office Building – 400 East 14th Street**
4 **Des Moines, Iowa 50319-0147**

5
6 **Minutes**
7 **July 30, 2004**
8

9 The Board of Educational Examiners held its monthly meeting on July 30, 2004,
10 at Comfort Suites at Living History Farms in Urbandale. Board Chair Peter
11 Hathaway called the meeting to order at 9 a.m. Members attending were John
12 Aboud, Ying Ying Chen, Peter Hathaway, Judy Jeffrey, Thomas Paulsen, Dr. Greg
13 Robinson, Jean Seeland, Jacqueline Wellborn and Anita Westerhaus. Also in
14 attendance were Dr. Anne Kruse, Executive Director of the Board; Christie Scase
15 and Jeanie Vaudt, Assistant Attorneys General and legal counsel to the Board;
16 Barbara Hendrickson, Board Secretary; and other visitors. Brian Carter and
17 William Haigh were unable to attend the meeting. Ms. Scase left at 10:48 a.m.,
18 Ms. Vaudt joined the afternoon session at 12:59 p.m., and Ms. Seeland left at
19 2:07 p.m.

20
21 Anita Westerhaus moved, with a second by Ying Ying Chen, that the Board go
22 into closed session for the purposes of discussing whether to initiate licensee
23 disciplinary proceedings and discussing the decision to be rendered in a
24 contested case, pursuant to Iowa Code sections 21.5(1)(d) and 21.5(1)(f) and for
25 the purpose of discussing personnel matters, pursuant to Iowa Code section
26 21.5(1)(i). **MOTION CARRIED UNANIMOUSLY.**

27
28 The Board reconvened into open session shortly after 10 a.m. and then took a
29 brief recess.

30
31 Upon consideration of the arguments presented by the parties upon appeal from
32 the proposed decision **in case # 03-11**, Peyton v. Steele, Jacqueline Wellborn

1 moved, with a second by Ying Ying Chen, that the Board accept the proposed
2 decision with the following modifications:

- 3
4 1) On page 24, revise the last paragraph to express the Board's conclusion
5 that the Respondent displayed a pattern of overly harsh and oppressive
6 behavior which has had a detrimental effect upon several children in the
7 classroom.

8
9 Based on statements made to them by Dani and by the other
10 parents, the Peytons concluded that the Respondent's management
11 of students in her classroom goes beyond high expectations and
12 strict discipline to the point of humiliation and intimidation. The
13 Respondent denied the most egregious of the allegations, including
14 claims that she yelled at students who lost their place during
15 reading, threw papers on the floor if they were not turned in
16 appropriately, and dumped messy desks by pushing everything on
17 the floor. These specific allegations are overcome by the
18 Respondent's direct testimony denying such behavior, the contrary
19 hearsay reports from other students in her class, and the
20 corroborating testimony of several of the Respondent's co-workers
21 that they never witnessed this type of behavior by the respondent.
22 However, the preponderance of the evidence in the record does
23 establish that the Respondent employed a classroom management
24 style which was overly harsh and oppressive, to the point that at
25 least three students experienced extreme difficulty adjusting to the
26 class and were reported by their parents to have exhibited
27 significant emotional distress and physical symptoms of stress as a
28 result. The Respondent appears to have gone too far in her desire
29 to maintain a structured and organized classroom. From the
30 perspective of these students, their parents, and this Board, the
31 Respondent failed to "create an atmosphere which fosters interest
32 and enthusiasm for learning and teaching." In doing so, she
33 violated 282 IAC 13.7(1)(a).

- 34
35
36 2) Revise the paragraph which begins in the middle of page 25 by striking
37 the last two sentences, which find that the Respondent violated Board
38 rules by refusing to meet with the Peytons on September 16, 2002, and
39 inserting the following:

40
41 The Respondent's refusal to meet with the Peytons or offer an
42 alternate time for meeting with them after school on September 16,
43 2002, was inappropriate and unreasonable, if Mr. Sodawasser clearly
44 conveyed the nature of the Peytons' request to her. Although the
45 record clearly establishes that the Repondent refused to meet with
46 the Peytons when asked by Mr. Sodawasser to do so, the record does
47 not establish that the Respondent refused a direct request from the
48 Peytons or a clear violation of Board rules. It does appear, however,
49 that many of the issues in this case were perpetuated by

1 communication failures that may have been resolved by a timely
2 meeting between the Respondent and Dani's parents. The
3 Respondent's attitude with regard to the Peytons, as evidenced by her
4 statement to Mr. Sodawasser during the fourth week of school that
5 the situation was "getting ridiculous," does not indicate appropriate
6 respect for the Peytons' concerns or a willingness to work with them
7 and Mr. Sodawasser to improve the situation.
8

9 3) Insert the following paragraph on page 26, at the end of the Discussion
10 section of the decision:
11

12 Finally, although the Respondent is critical of the Peytons' failure to
13 make further attempts to resolve this matter at the local level by
14 raising their concerns with the school board, the rules governing
15 complaints before this Board do not require exhaustion of local
16 remedies. Rather, the Board requests "a reasonable effort" to
17 resolve problems at the local level. 282 IAC 11.3(7). In this case,
18 the Board finds that the Peytons' ongoing contacts with the
19 building principal in an attempt to resolve their concerns
20 represented a "reasonable effort" to attain local resolution of the
21 issue.
22

23 4) Uphold the proposed reprimand and order the Respondent to complete
24 a Board-approved elementary level classroom management course within
25 twelve (12) months of the date of the Board order.
26

27 Roll call vote: Westerhaus – yes; Wellborn – yes; Seeland – yes; Robinson – yes;
28 Paulsen – yes; Jeffrey – yes; Chen – yes; Aboud – yes; and Hathaway – yes.

29 **MOTION CARRIED UNANIMOUSLY.**
30

31 Anita Westerhaus moved, with a second by Ying Ying Chen, that in **case number**
32 **03-32**, the Board accept the proposed decision in all particulars and issue an
33 Order adopting the proposed decision as the final decision of the Board. Roll call
34 vote: Aboud – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes;
35 Seeland – yes; Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION**
36 **CARRIED UNANIMOUSLY.**
37

38 Ying Ying Chen moved, with a second by Jacqueline Wellborn, that in **case**
39 **number 04-11**, the Board accept the Respondent's waiver of hearing and
40 voluntary surrender and that the Board issue an order permanently revoking the
41 Respondent's license with no possibility of reinstatement. Roll call vote: Aboud
42 – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland – yes;

1 Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED**
2 **UNANIMOUSLY.**

3
4 Ying Ying Chen moved, with a second by Anita Westerhaus, that in **case number**
5 **03-22**, the Board accept the proposed settlement submitted by the parties and
6 issue an Order imposing the sanction agreed upon by the parties. Roll call vote:
7 Aboud – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland –
8 yes; Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED**
9 **UNANIMOUSLY.**

10
11 Ying Ying Chen moved, with a second by Jacqueline Wellborn, that in **case**
12 **number 03-31**, the Board accept the proposed settlement submitted by the
13 parties and issue an Order imposing the sanction agreed upon by the parties.
14 Roll call vote: Westerhaus – yes; Wellborn – yes; Seeland – yes; Robinson – yes;
15 Paulsen – yes; Jeffrey – yes; Chen – yes; Aboud – recuse; and Hathaway – yes.
16 **MOTION CARRIED.**

17
18 Anita Westerhaus moved, with a second by Ying Ying Chen, that in **case number**
19 **04-04**, the Board find that the evidence gathered in the investigation, including
20 witness statements and the documentary evidence, does not corroborate the
21 allegations in the complaint, and that the Board therefore lacks probable cause
22 to proceed with this matter. Roll call vote: Aboud – yes; Chen – yes; Jeffrey –
23 yes; Paulsen – yes; Robinson – yes; Seeland – yes; Wellborn – yes; Westerhaus –
24 yes; and Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

25
26 Jacqueline Wellborn moved, with a second by Anita Westerhaus, that in **case**
27 **number 04-05**, the Board find that the evidence gathered in the investigation,
28 including witness statements and the documentary evidence, does not
29 corroborate the allegations in the complaint, and that the Board therefore lacks
30 probable cause to proceed with this matter. Roll call vote: Aboud – yes; Chen –
31 yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland – yes; Wellborn – yes;
32 Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

1 Anita Westerhaus moved, with a second by Ying Ying Chen, that in **case number**
2 **04-08**, the Board find probable cause to establish a violation of 13.5(2)(b) and
3 12.3(1)(c) of professional practices and competent performance established by
4 this Board and order this case set for hearing. Roll call vote: Aboud – yes; Chen
5 – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland – yes; Wellborn – yes;
6 Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED UNANIMOUSLY.**

7
8 Jacqueline Wellborn moved, with a second by Anita Westerhaus, that in **case**
9 **number 04-12**, the Board find probable cause to establish a violation of one or
10 more of the criteria for professional practices and competent performance
11 established by this Board and order this case set for hearing. Roll call vote:
12 Aboud – yes; Chen – yes; Jeffrey – yes; Paulsen – yes; Robinson – yes; Seeland –
13 yes; Wellborn – yes; Westerhaus – yes; and Hathaway – yes. **MOTION CARRIED**
14 **UNANIMOUSLY.**

15
16 Referring to the June 25, 2004, minutes, John Aboud noted that he did not both
17 move and second the motion for PFW 04-15 on page 8, line 4 and page 21, line
18 13. Mr. Aboud moved and Brian Carter seconded the motion to approve the
19 petition. Thomas Paulsen indicated that he had left the June meeting
20 immediately prior to consideration of the Petitions for Waiver, and he, therefore,
21 did not vote on the petitions as recorded on page 7, lines 4 and 9 and page 17,
22 lines 7 and 21. Anita Westerhaus moved, with a second by John Aboud, to
23 approve the June 25, 2004, minutes, as amended. **MOTION CARRIED**
24 **UNANIMOUSLY.** The Board later corrected another error: The vote on new
25 Chapters 25 and 26 was not a vote to “notice,” as recorded on page 5, lines 11-12
26 and page 14, lines 21-22, but a vote to “adopt and file.”

27
28 Board Member Jean Seeland informed the Board that the following week, the
29 Iowa State Education Association (ISEA) would be hosting its annual conference
30 and that she would be doing a piece on professional ethics. Ms. Seeland
31 expressed thanks to Licensure Consultant Jane Heisen for providing a
32 significant amount of substantive material for that. Board Member Jacqueline
33 Wellborn added that at that same conference, ISEA would provide its first

1 recertification professional development class. Executive Director Dr. Anne
2 Kruse said that she and Assistant Attorney General and legal counsel to the
3 Board Christie Scase would be making a presentation on ethics at the School
4 Administrators of Iowa (SAI) meeting also being held in August.

5
6 Board Chair Peter Hathaway gave an update on the Executive Director search.
7 The Board's first and second choices for the position turned down the job offer.
8 The Board next discussed a new timeline for filling the position. Members
9 decided to conduct interviews on September 16 and to move the board meeting
10 from September 10 to September 17, 2004.

11
12 At 10:55 a.m., the Board discussed going into closed session in order to discuss
13 matters related to the appointment of an interim Executive Director. Anita
14 Westerhaus moved, with a second by Jacqueline Wellborn, that the Board go into
15 closed session for the purpose of discussing personnel matters, pursuant to Iowa
16 Code section 21.5(1)(i). **MOTION CARRIED UNANIMOUSLY.**

17
18 The Board reconvened into open session at 11:21 a.m.

19
20 Board Chair Peter Hathaway informed attendees that a procedural question had
21 arisen about the propriety of the motion to go into closed session. Assistant
22 Attorney General and legal counsel to the Board Jeanie Vaudt believed that the
23 most appropriate course of action was to give 24 hours notice before closed
24 session discussion of the issue at hand. Nothing was discussed in closed
25 session, and Anita Westerhaus and Jacqueline Wellborn, respectively, withdrew
26 the motion and second while in closed session. The Board agreed to hold a
27 closed session conference call, following appropriate notice, on Wednesday,
28 August 4, 2004, at 8 a.m.

29
30 At the time of Public Comment, Kathy Collins of SAI asked if the Board was
31 considering changes to the position vacancy announcement for the Executive
32 Director position. Board Chair Peter Hathaway said that the doctoral degree
33 requirement will be dropped, and because of that, paid advertisement will still

1 not be expanded beyond that of the local newspaper, since it is believed that
2 other candidates will now be attracted to apply. Mr. Hathaway added that an
3 interim Executive Director may be necessary if a good candidate is not available
4 to fill the position for some time.

5
6 Executive Director Dr. Anne Kruse distributed sheets with fiscal year 2004
7 figures on numbers of licenses and revenue generated by various fees, as well as
8 comparative data from fiscal years 2003 and 2004.

9
10 The Board recessed for lunch at 11:32 a.m. and reconvened at 12:56 p.m.

11
12 Board Chair Peter Hathaway informed attendees that Assistant Attorney General
13 and legal counsel to the Board Jeanie Vaudt counseled him that it would be ill
14 advised to conduct a full Board closed session by telephone on Wednesday, as
15 was announced earlier in the meeting. Ms. Vaudt emphasized vigilance in
16 making sure that whatever the Board does is procedurally correct. Mr.
17 Hathaway hoped to secure input from Assistant Attorney General and legal
18 counsel to the Board Christie Scase as well.

19
20 Executive Director Dr. Anne Kruse thanked the Board for the opportunity to
21 serve in her position for the last seven years. She expressed appreciation for the
22 farewell celebration held the evening before.

23
24 Assistant Attorney General and legal counsel to the Board Jeanie Vaudt
25 presented the Board an update on legal proceedings in two Board cases that had
26 been appealed in Iowa District Court.

27
28 The Board reviewed meeting dates through June 2005 and agreed upon the
29 following: September 17 (with interviews for the Executive Director September
30 16), October 8, November 5, and December 10, 2004, and January 27 (with
31 legislative reception January 26), March 4, March 31, May 5, and June 14, 2005.
32 The Board will decide on possible retreat days in July at a later time.

1 The board packet contained copy of new Chapters 25 and 26 as finalized by the
2 Administrative Code Editor. Broadly speaking, the Board considered print,
3 e-mail and website as opportunities for dissemination of the new rules, with
4 institutions of higher education and professional organizations significant
5 avenues for distribution. Other ideas for dispersal of information were
6 mentioned. Significantly ambitious is a project that will utilize various past
7 board cases to create various scenarios and accompanying discussion questions
8 for curriculum guides for teacher preparation institutions, professional
9 organizations and other interested personnel. With case identification
10 information removed, the curriculum guide will serve as a teaching tool of Board
11 expectations for appropriate and ethical behavior and of possible consequences
12 of misconduct or unethical behavior.

13
14 Licensure Consultant Geri McMahon made a first-reading presentation on
15 proposed changes to Chapter 17, which will align the rules with teacher quality
16 legislation, eliminate references to community college renewal programs that are
17 no longer necessary, and reflect acceptance, for renewal, of college credits from a
18 regionally accredited institution.

19
20 Jean Seeland moved, with a second by John Aboud, to issue the following
21 position statement regarding testing as a condition of licensure: "The Board of
22 Educational Examiners does not recommend either pedagogy or content state-
23 mandated standardized testing at this time. The Board expresses confidence in
24 the teacher preparation programs in Iowa and their ability to continually assess
25 candidates on knowledge and skills that are required for licensure competence.
26 The Board also expresses confidence in the state-mandated two-year beginning
27 teacher mentoring and induction program and the revised evaluator training.
28 The Board does not recommend state-mandated standardized testing as a
29 condition for licensure." **MOTION CARRIED UNANIMOUSLY.**

30
31 Administrative Consultant Susan Fischer distributed materials that summarized
32 results of a survey on the substitute authorization. Materials had been sent to
33 those who possessed a substitute authorization, to those paraeducators who

1 subsequently obtained a substitute authorization, and to the superintendent's
2 office in each school district in the state.

3

4 There being no further business, Board Chair Peter Hathaway adjourned the
5 meeting at 2:18 p.m.